

ORIGINAL

FILED IN OPEN COURT
U.S.D.C. - Atlanta
OCT 04 2022
KEVIN P. WEIMER, Clerk
By: AG Deputy Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
NEWNAN DIVISION

UNITED STATES OF AMERICA
v.
STEFAN EBERHARD ZAPPEY

Criminal Action
No. 3:21-CR-14
Second Superseding Indictment

THE GRAND JURY CHARGES THAT:

General Allegations

At all times relevant to this Indictment:

1. The conduct alleged occurred in and about Stuttgart, Germany, outside of the jurisdiction of any particular State and District, and within the venue of the United States District Court for the Northern District of Georgia, under Title 18, United States Code, Section 3238.
2. The defendant, STEFAN EBERHARD ZAPPEY, was arrested on or about July 23, 2021, in the Northern District of Georgia.
3. The defendant, STEFAN EBERHARD ZAPPEY, was then employed by the Armed Forces, as that term is defined under Title 18, United States Code, Section 3267, as an elementary school teacher at a military installation outside the United States.

Count One

Aggravated Sexual Abuse of a Child Committed by a Person Employed by the Armed Forces Outside the United States
18 U.S.C. §§ 3261 and 2241(c)

1. The “General Allegations” of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2006, and continuing through on or about December 31, 2007, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant did knowingly engage in, and knowingly attempt to engage in, a sexual act, as defined under Title 18, United States Code, Section 2246(2), with a child, that is, Minor Victim 1, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2241(c).

Count Two

Abusive Sexual Contact Committed by a Person Employed by the Armed Forces Outside of the United States
18 U.S.C. §§ 3261 and 2244(a)(5)

1. The “General Allegations” of this Indictment are re-alleged and incorporated by reference herein.

2. Between on or about January 1, 2006, and continuing through on or about December 31, 2007, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside of the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside of the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant, STEFAN EBERHARD ZAPPEY, did knowingly engage in, and knowingly attempt to engage in, sexual contact, as defined under Title 18, United States Code, Section 2246(3), with a child, that is, Minor Victim 1, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2244(a)(5).

Count Three

Aggravated Sexual Abuse of a Child Committed by a Person Employed by the Armed Forces Outside the United States

18 U.S.C. §§ 3261 and 2241(c)

1. The “General Allegations” of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2008, and continuing through on or about December 31, 2010, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside the

United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant did knowingly engage in, and knowingly attempt to engage in, a sexual act, as defined under Title 18, United States Code, Section 2246(2), with a child, that is, Minor Victim 2, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2241(c).

Count Four

*Abusive Sexual Contact Committed by a Person Employed by the Armed Forces
Outside of the United States
18 U.S.C. §§ 3261 and 2244(a)(5)*

1. The “General Allegations” of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2008, and continuing through on or about December 31, 2010, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside of the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside of the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant, STEFAN

EBERHARD ZAPPEY, did knowingly engage in, and knowingly attempt to engage in, sexual contact, as defined under Title 18, United States Code, Section 2246(3), with a child, that is, Minor Victim 2, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2244(a)(5).

Count Five

Aggravated Sexual Abuse of a Child Committed by a Person Employed by the Armed Forces Outside the United States
18 U.S.C. §§ 3261 and 2241(c)

1. The "General Allegations" of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2007, and continuing through on or about December 31, 2008, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant did knowingly engage in, and knowingly attempt to engage in, a sexual act, as defined under Title 18, United States Code, Section 2246(2), with a child, that is, Minor Victim 3, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2241(c).

Count Six

*Abusive Sexual Contact Committed by a Person Employed by the Armed Forces
Outside of the United States*
18 U.S.C. §§ 3261 and 2244(a)(5)

1. The "General Allegations" of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2007, and continuing through on or about December 31, 2008, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside of the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside of the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant, STEFAN EBERHARD ZAPPEY, did knowingly engage in, and knowingly attempt to engage in, sexual contact, as defined under Title 18, United States Code, Section 2246(3), with a child, that is, Minor Victim 3, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2244(a)(5).

Count Seven

Aggravated Sexual Abuse of a Child Committed by a Person Employed by the Armed Forces Outside the United States

18 U.S.C. §§ 3261 and 2241(c)

1. The "General Allegations" of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2009, and continuing through on or about December 31, 2010, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside of the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside of the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant, STEFAN EBERHARD ZAPPEY, did knowingly engage in, and knowingly attempt to engage in, a sexual act, as defined under Title 18, United States Code, Section 2246(2), with a child, Minor Victim 4, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2241(c).

Count Eight

*Abusive Sexual Contact Committed by a Person Employed by the Armed Forces
Outside of the United States*

18 U.S.C. §§ 3261 and 2244(a)(5)

1. The "General Allegations" of this Indictment are re-alleged and incorporated by reference herein.
2. Between on or about January 1, 2009, and continuing through on or about December 31, 2010, the defendant, STEFAN EBERHARD ZAPPEY, a citizen of the United States who was arrested on or about July 23, 2021, in the Northern District of Georgia, while then employed by the Armed Forces outside of the United States, as that term is defined under Title 18, United States Code, Section 3267, engaged in conduct outside of the United States that would constitute an offense punishable by imprisonment for more than one year if the conduct had been engaged in within the special maritime and territorial jurisdiction of the United States, that is, the defendant, STEFAN EBERHARD ZAPPEY, did knowingly engage in, and knowingly attempt to engage in, sexual contact, as defined under Title 18, United States Code, Section 2246(3), with a child, Minor Victim 4, whose identity is known to the Grand Jury, and who had not attained the age of 12 years.

All in violation of Title 18, United States Code, Sections 3261 and 2244(a)(5).

A True BILL

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